



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

April 20, 2020

BY ECF

The Honorable Richard M. Berman
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: ***United States v. Harald Joachim von der Goltz, 18 Cr. 693 (RMB)***

Dear Judge Berman:

The Government respectfully submits this letter regarding scheduling in the above-captioned case. Defense counsel consents in this request. The defendant Harald Joachim von der Goltz entered a guilty plea before Magistrate Judge Barbara C. Moses on February 18, 2020. On February 24, 2020, the Court accepted the defendant's guilty plea and set the following schedule for sentencing:

The Government *Fatico* submission is due April 27, 2020;
The defense *Fatico* submission is due May 4, 2020;
Fatico hearing scheduled for May 12, 2020 at 9:00 am;
The defense sentencing submission is due June 3, 2020;
The Government sentencing submission is due June 10, 2020;
Sentencing scheduled for June 24, 2020 at 11:00 am.

Due to the ongoing national emergency resulting from the COVID-19 virus, the parties' ability to meet with witnesses to prepare for a *Fatico* hearing is limited at this time. In addition, based on the information currently available, it appears unlikely that public health guidelines on avoiding in-person contact will be relaxed by the date currently scheduled for the *Fatico* hearing. Accordingly, the parties have conferred and respectfully request that the *Fatico* hearing be rescheduled as follows:

The Government *Fatico* submission is due 5/18/2020;
The defense *Fatico* submission is due 5/25/2020;
Fatico hearing scheduled for June 2, 2020 at 9:00 am.
Sentencing submissions and sentencing schedule unchanged.

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Respectfully submitted,

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Trial Attorney, Criminal Division

cc: Defense Counsel (by ECF)

Application granted as modified below:	
Government Fatico submission due 5/18/2020;	
Defense Fatico submission due 5/25/2020;	
Fatico hearing is scheduled for 6/2/2020 at 9:00 a.m.;	
Defense sentencing submission is due 7/2/2020;	
Government sentencing submission is due 7/9/2020;	
Sentence is adjourned to 7/23/2020 at 10:00 am.	
SO ORDERED: Date: <u>4/21/2020</u>	 Richard M. Berman, U.S.D.J.